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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent Office, number 1-571-273-8300, addressed to: Mail Stop PCT, Commissioner for Patents/P.O. Box 1450, Alexandria, VA 22313-1450, on January 5, 2005.

Gerry Ubau
Gerry Ubau

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE PATENT COOPERATION TREATY

Appl. No.	:	09/811,360	Confirmation No.	7725
Applicant	:	Eugene M. Wolf		
Filed	:	March 16, 2001		
TC/A.U.	:	3738		
Examiner	:	Javier G. Blanco		
Docket No.	:	2502440-991501 (EWLF-1230)		
Customer No.	:	29585		

Title: FACILE TOTAL SHOULDER ARTHROPLASTY APPARATUS AND
METHOD

Mail Stop 16
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

COMMUNICATION FOR REQUEST FOR REFUND OF DUPLICATE PAYMENTS

Dear Sir:

This is a request for a refund of a duplicate payments paid to the United States Patent and Trademark Office, in connection with the above-identified patent application.

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Appl. No. 09/811,360
Communication for Request for Refund
Dated January 5, 2006

The following payments were charged to our deposit account 07-1896:

10/07 11 09811360 EWLF-1230 2252 \$225.00
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Please credit our deposit account no. 07-1896 for the extra charges on October 7, 2005, (sequence 93), October 12, 2005, (sequences 94, 130), and October 18, 2005 (sequence 1).

Respectfully submitted,

DLA PIPER RUDNICK GRAY CARY US LLP

Dated: January 5, 2006

By _____


Andrew V. Smith
Reg. No. 43,132
Attorney for Applicant

DLA Piper Rudnick Gray Cary US LLP
153 Townsend Street, Suite 800
San Francisco, CA 94107
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Customer No.: 29585

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TRANSMITTAL FORM

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Total Number of Pages In This Submission 4

Application Number	10/811,380
Filing Date	March 16, 2001
First Named Inventor	Eugene M. Wolf
Art Unit	3738
Examiner Name	Javier G. Blanco
Attorney Docket Number	2502440-091501

ENCLOSURES (Check off that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> <input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
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<input type="checkbox"/> Reply to Missing Parts/ Incomplete Application	<input type="checkbox"/> Landscape Table on CD	
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Remarks		
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Customer No. 29585		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	DLA Piper Rudnick Gray Cary US LLP, 153 Townsend Street, Suite 800, San Francisco, CA 94107-1957		
Signature			
Printed name	Andrew V. Smith, Telephone: 415-838-2522, Facsimile: 415-836-2501		
Date	January 5, 2006	Reg. No.	43,132

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: 1-571-273-8300

Signature	
Typed or printed name	Gerry Ubau
	Date 1-4-2006

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Docket Number (Optional) 355004-991801
FY 2005 (Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818))		Filed March 16, 2001
Application Number 09/811,360		
For Facile Total Shoulder Arthroplasty Apparatus and Method		
Art Unit 3738		Examiner Javier G. Blanco

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above identified application.

The requested extension and fee are as follows (check time period desired and enter the appropriate fee below):

	<u>Fee</u>	<u>Small Entity Fee</u>
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$120	\$60
<input checked="" type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$450	\$225
<input type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$1020	\$510
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$1590	\$795
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$2160	\$1080

- Applicant claims small entity status. See 37 CFR 1.27.
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge fees in this application to a Deposit Account.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account Number 07-1896. I have enclosed a duplicate copy of this sheet.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the applicant/inventor.

- assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed (Form PTO/SB/96).
- attorney or agent of record. Registration Number 43,132.
- attorney or agent under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34 _____.

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October 6, 2005

Date

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Telephone Number

AVS
Signature

Typed or printed name

Andrew V. Smith

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

- Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.136(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PAGE 3/11 * RCVD AT 10/7/2005 9:23:39 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6/25 * DMS:2738300 * CSID:415 836 2501 * DURATION (mm:ss):05:06

Adjustment date: 03/29/2006 EEKUBAYI
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Adjustment date: 03/29/2006 EEKUBAYI
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